

CASH-WA SECOND ADDITION

AN ADDITION TO THE CITY OF KEARNEY, BUFFALO COUNTY, NEBRASKA

LEGAL DESCRIPTION

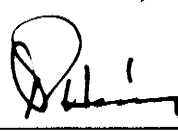
A tract of land being part of Government Lot Three (3) and accretions located in Section Eleven (11), Township Eight (8) North, Range Sixteen (16) West of the Sixth Principal Meridian, Buffalo County, Nebraska, and part of 6th Avenue (now vacated), an avenue in the City of Kearney, Buffalo County, Nebraska, more particularly described as follows: Referring to the Northeast Corner of Government Lot 3 and assuming the North line of Government Lot 3 as bearing S 89°55'15" W and all bearings contained herein are relative thereto; thence S 89°55'15" W and on the North line of said Government Lot 3 a distance of 50.0 feet to the ACTUAL PLACE OF BEGINNING, said point being on the West right-of-way line of 6th Avenue, an avenue in the City of Kearney, Buffalo County Nebraska; thence continuing S 89°55'15" W and on the North line of said Government Lot 3 a distance of 608.96 feet to the Southeast Corner of the West Half of the Northwest Quarter of the Northeast Quarter of said Section 11; thence S 01°11'54" W a distance of 1,410.38 feet to a point on the existing North high bank of the North Channel of the Platte River; thence leaving said existing North high bank S 41°37'36" E a distance of 38.2 feet to a point on the existing centerline of the North Channel of the Platte River; thence N 48°22'24" E and on the existing centerline of the North Channel of the Platte River a distance of 22.40 feet; thence S 75°37'17" E and continuing on the aforesaid centerline a distance of 92.16 feet; thence S 33°54'09" E and continuing on the aforesaid centerline a distance of 160.70 feet; thence S 55°33'45" E and continuing on the aforesaid centerline a distance of 146.67 feet; thence S 39°43'31" E and continuing on the aforesaid centerline a distance of 104.49 feet; thence S 04°32'40" E and continuing on the aforesaid centerline a distance of 164.01 feet; thence S 44°29'09" E and continuing on the aforesaid centerline a distance of 48.91 feet; thence N 75°35'06" E and continuing on the aforesaid centerline a distance of 45.45 feet; thence N 38°48'43" E and continuing on the aforesaid centerline a distance of 138.53 feet; thence N 43°30'59" E and continuing on the aforesaid centerline a distance of 133.53 feet; thence leaving the existing centerline of the North Channel of the Platte River N 46°29'01" W a distance of 95.14 feet to a point on the existing North high bank of the North Channel of the Platte River, said point also being 50.0 feet westerly of as measured at right angles from the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue, and with said point also being on the West right-of-way line of said 6th Avenue; thence N 00°59'55" E on the West right-of-way of said 6th Avenue and on a line parallel with the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue a distance of 527.09 feet to a point on the North line of 4th Street (if extended Westerly) a street in the City of Kearney, Buffalo County, Nebraska; thence S 89°04'00" E and on the North line of 4th Street (if extended Westerly) a distance of 50.0 feet to a point on the East line of said Government Lot 3, said point also being on the East right-of-way line of said 6th Avenue; thence N 00°59'55" E and on the East line of said Government Lot 3 and on the East right-of-way line of said 6th Avenue (now vacated) a distance of 735.05 feet to the Southwest Corner of Lot One (1), Cash-Wa Addition, an addition to the City of Kearney, Buffalo County, Nebraska; thence leaving the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue (now vacated) N 89°08'15" W and on the South line of said Lot 1, Cash-Wa Addition (if extended westerly) a distance of 25.00 feet to a point on the centerline of said 6th Avenue (now vacated); thence N 00°59'55" E on the centerline of said 6th Avenue (now vacated) and on a line parallel with the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue (now vacated) a distance of 121.24 feet to a point on a non-tangent 60.0 radius curve, concave Northwesterly; thence Southwesterly leaving the centerline of said 6th Avenue (now vacated) and on said non-tangent curve forming a central angle of 26°05'29" an arc distance of 27.32 feet to a point of non-tangency, said point being S 68°20'50" W a chord distance of 27.09 feet from the previously described point, and said point being 50.0 feet Westerly of as measured from right angles from the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue (now vacated), and said point also being on the West right-of-way line of said 6th Avenue (now vacated); thence leaving said curve, non-tangent, N 00°59'55" E on the West right-of-way line of said 6th Avenue and on a line parallel with the East line of said Government Lot 3 and the East right-of-way line of said 6th Avenue a distance of 288.22 feet to the place of beginning. Containing 24.34 acres, more or less.

DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that Cash-Wa Distributing Company of Kearney, Inc., by and through its President Tom Henning, being the sole owner of the land described hereon have caused the same to be surveyed, subdivided, platted and designated as "CASH-WA SECOND ADDITION", an addition to the City of Kearney, Buffalo County, Nebraska, and said owner hereby ratify and approve the disposition of their property as shown on the above plat, and hereby dedicate to the use and benefit of the public, the streets and utility easements (if any) as shown upon said plat, and acknowledge said addition to be made with the free consent and in accord with the desires of said owner and beneficiary.

Dated this 3rd day of September, 2008.

CASH-WA DISTRIBUTING COMPANY
OF KEARNEY, INC.

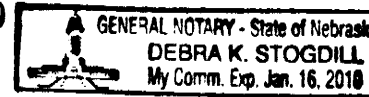

Tom Henning, President

ACKNOWLEDGMENTS

STATE OF NEBRASKA)
) ss:
COUNTY OF BUFFALO)

The foregoing instrument was acknowledged before me this 3rd day of September, 2008, by Cash-Wa Distributing Company of Kearney, Inc., by and through its President, Tom Henning.

(S E A L)

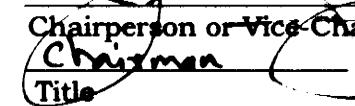



Notary Public

My commission expires Jan 16, 2010

APPROVAL OF KEARNEY, NEBRASKA, CITY PLANNING COMMISSION

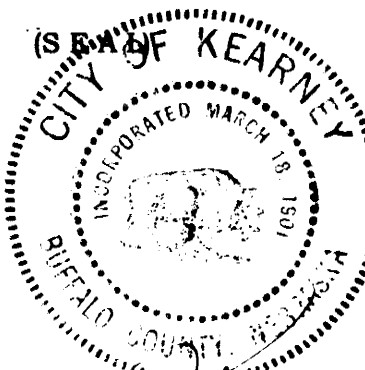
The undersigned, James R. Ganz, Jr., Chairperson or Vice-Chairperson of the City Planning Commission of the City of Kearney, Buffalo County, Nebraska, does hereby certify that the foregoing plat of "CASH-WA SECOND ADDITION", an addition to the City of Kearney, Buffalo County, Nebraska, was submitted to the Kearney, Nebraska, Planning Commission for a public meeting and review and that recommendation by the Kearney, Nebraska, Planning Commission was made to the City Council on the 20th day of June, 2008.

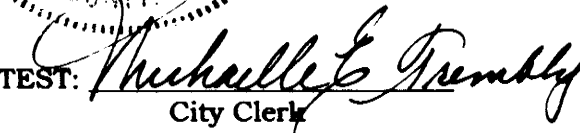

Chairperson or Vice-Chairperson
Title

APPROVAL OF KEARNEY, NEBRASKA, CITY COUNCIL

The above and foregoing plat was submitted to the City Council in and for the City of Kearney, Buffalo County, Nebraska, and duly considered by this Council at its regular meeting assembled on the 22 day of July, 2008, and upon motion duly made and recorded, the same was approved, in accordance with the requirements of Section 19-916 R.R.S. 1943 (as amended), in all respects by a majority vote of the members of such council.

Dated this 5 day of September, 2008.



ATTEST: 
City Clerk


PRESIDENT OF THE COUNCIL
and Ex-Officio Mayor

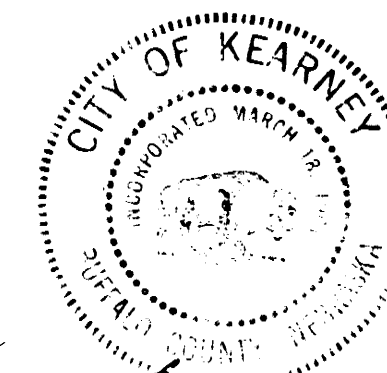
BE IT RESOLVED BY THE PRESIDENT AND COUNCIL OF THE CITY OF KEARNEY, NEBRASKA, that the plat of "CASH-WA SECOND ADDITION" an addition to the City of Kearney, Buffalo County, Nebraska for a tract of land being part of Government Lot 3 and accretions located in Section 11, Township 8 North, Range 16 West of the 6th P.M., Buffalo County, Nebraska and part of 6th Avenue (now vacated), an avenue in the City of Kearney, Buffalo County, Nebraska, more particularly described as follows: Referring to the northeast corner of Government Lot 3 and assuming the north line of Government Lot 3 as bearing S89°55'15"W and all bearings contained herein are relative thereto; thence S89°55'15"W and on the north line of said Government Lot 3 distance of 50.0 feet to the ACTUAL PLACE OF BEGINNING, said point being on the west right-of-way line of 6th Avenue, an avenue in the City of Kearney, Buffalo County Nebraska; thence continuing S89°55'15"W and on the north line of said Government Lot 3 a distance of 608.96 feet to the southeast corner of the West Half of the Northwest Quarter of the Northeast Quarter of said Section 11; thence S01°11'54"W a distance of 1,410.38 feet to a point on the existing north high bank of the North Channel of the Platte River; thence leaving said existing north high bank S41°37'36"E a distance of 38.2 feet to a point on the existing centerline of the North Channel of the Platte River; thence N48°22'24"E and on the existing centerline of the North Channel of the Platte River a distance of 22.40 feet; thence S75°37'17"E and continuing on the aforesaid centerline a distance of 92.16 feet; thence S33°54'09"E and continuing on the aforesaid centerline a distance of 160.70 feet; thence S55°33'45"E and continuing on the aforesaid centerline a distance of 146.67 feet; thence S39°43'31"E and continuing on the aforesaid centerline a distance of 104.49 feet; thence S04°32'40"E and continuing on the aforesaid centerline a distance of 164.01 feet; thence S44°29'09"E and continuing on the aforesaid centerline a distance of 48.91 feet; thence N75°35'06"E and continuing on the aforesaid centerline a distance of 45.45 feet; thence N38°48'43"E and continuing on the aforesaid centerline a distance of 138.53 feet; thence N43°30'59"E and continuing on the aforesaid centerline a distance of 133.53 feet; thence leaving the existing centerline of the North Channel of the Platte River N46°29'01"W a distance of 95.14 feet to a point on the existing north high bank of the North Channel of the Platte River, said point also being 50.0 feet westerly of as measured at right angles from the east line of said Government Lot 3 and the east right-of-way line of said 6th Avenue, and with said point also being on the west right-of-way line of said 6th Avenue; thence N00°59'55"E on the west right-of-way of said 6th Avenue and on a line parallel with the east line of said Government Lot 3 and the east right-of-way line of said 6th Avenue a distance of 527.09 feet to a point on the north line of 4th Street (if extended westerly), a street in the City of Kearney, Buffalo County, Nebraska; thence S89°04'00"E and on the north line of 4th Street (if extended westerly) a distance of 50.0 feet to a point on the east line of said Government Lot 3, said point also being on the east right-of-way line of 6th Avenue; thence N00°59'55"E and on the east line of said Government Lot 3 and on the east right-of-way line of said 6th Avenue (now vacated) a distance of 735.05 feet to the southwest corner of Lot 1, Cash-Wa Addition, an addition to the City of Kearney, Buffalo County, Nebraska; thence leaving the east line of said Government Lot 3 and the east right-of-way line of said 6th Avenue (now vacated) N89°08'15"W and on the south line of said Lot 1, Cash-Wa Addition (if extended westerly) a distance of 25.00 feet to a point on the centerline of said 6th Avenue (now vacated); thence N00°59'55"E on the centerline of said 6th Avenue (now vacated) and on a line parallel with the east line of said Government Lot 3 and east right-of-way line of said 6th Avenue (now vacated) a distance of 121.24 feet to a point on a non-tangent 60.0 radius curve, concave northwesterly; thence southwesterly leaving the centerline of said 6th Avenue (now vacated) and on said non-tangent curve forming a central angle of 26°05'29" an arc distance of 27.32 feet to a point of non-tangency, said point being S68°20'50"W a chord distance 27.09 feet from the previously described point, and said point being 50.0 feet westerly of as measured from right angles from the east line of said Government Lot 3 and the east right-of-way of said 6th Avenue (now vacated) and said point also being on the west right-of-way line of said 6th Avenue (now vacated); thence leaving said curve, non-tangent, N00°59'55"E on the west right-of-way line of said 6th Avenue and on a line parallel with the east line of said Government 3 and the east right-of-way line of said 6th Avenue a distance of 288.22 feet to the place of beginning, containing 24.34 acres, more or less, all in Buffalo County, Nebraska, duly made out, acknowledged and certified, and the same hereby is approved in accordance with the provisions and requirements of Section 19-916 of the Nebraska Revised Statutes, be accepted and ordered filed and recorded in the Office of the Register of Deeds of Buffalo County, Nebraska; said addition is hereby included within the corporate limits of said City and shall be and become a part of said City for all purposes whatsoever, and the inhabitants of such addition shall be entitled to all the rights and privileges and shall be subject to all laws, ordinances, rules and regulations of said City.


BE IT FURTHER RESOLVED that the Subdivision Agreement, when approved by the City Council, shall be filed at the same time the final plat is filed with the Buffalo County Register of Deeds.


BE IT FURTHER RESOLVED that the President of the Council be and is hereby authorized and directed to execute the final plat on behalf of the City of Kearney, Nebraska.

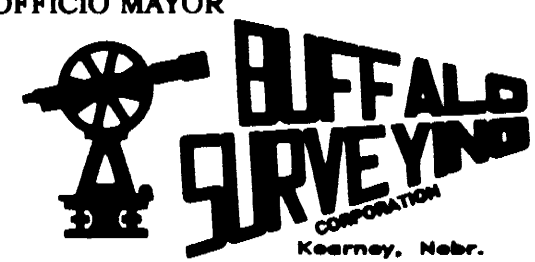
PASSED AND APPROVED THIS 22ND DAY OF JULY, 2008.

ATTEST:




MICHAELLE E. TREMBLY
CITY CLERK


STANLEY A. CBOUSE
PRESIDENT OF THE COUNCIL
AND EX-OFFICIO MAYOR



P.O. Box 908 (308) 237-3788

886-781 4/4 SHEET 4 OF 4 SHEETS